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Attorneys for Defendant Oregonian Publishing Company

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

MICHAEL HOWARD, SAMANTHA KOSSA, ORA HOOPER, AND JEANNA FUEHRER, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

DIRECT RESPONSE MEDIA GROUP, INC., dba AKA DIRECT, AMAN ENTERPRISES, INC., ARCHWAYS SYSTEMS, INC., BILYEU-MILLER INSURANCE, LLC, COMMERCIAL INFORMATION SYSTEMS, LLC., COMPUTER CHECK VERIFICATION “CCV”, CREDIT INTERNATIONAL CORP., CRIMINAL INFORMATION SERVICES, INC., CRIS INC., OREGON CREDIT SYSTEMS, INC., OREGONIAN PUBLISHING CO., PROFESSIONAL CREDIT SERVICES, INC., STUDIO K LTD., and WESTERN MERCANTILE AGENCY, INCORPORATED,

Defendants.

Case No. 09-CV-1477-MO

**DEFENDANT OREGONIAN PUBLISHING COMPANY’S MOTION TO DISMISS (RULE 12(b)(1) AND RULE 12(b)(6))**

Request for Oral Argument

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(a)(1)(A)**

Pursuant to Local Rule 7.1(a), the undersigned attorney for defendant Oregonian Publishing Company (“Oregonian”) certifies that he has conferred by telephone in good faith with Jeremy R. Wilson, one of the attorneys of record for the plaintiffs, and that the parties were not able to resolve the issues raised by this motion.

**MOTION**

Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), defendant Oregonian moves for an order dismissing the Complaint against it, on the ground that plaintiffs lack standing to assert their claim against Oregonian and on the ground that plaintiffs have not stated a claim against Oregonian on which relief can be granted. This Motion is supported by a Memorandum of Law in Support of Defendant Oregonian Publishing Company’s Motion to Dismiss, filed herewith.

Oregonian respectfully requests oral argument on this motion.

DATED: February 18, 2010.

STOEL RIVES LLP

*/s/ Charles F. Hinkle*

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**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing **DEFENDANT OREGONIAN PUBLISHING COMPANY'S MOTION TO DISMISS (RULE 12(b)(1) AND RULE 12(b)(6))** on the following named person(s) on the date indicated below by:

- mailing with postage prepaid
- hand delivery
- facsimile transmission
- overnight delivery
- email
- notice of electronic filing using the Cm/ECF system

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DATED: February 18, 2010.

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